IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 18199 of 2004

Between:

1.Kalamma W/o Hanmantha rao, R/o Plat No. 171, H. No. 3-329/3, Venkatrao Nagar colony, Kukatpally, Ranga Reddy District
2 Gaddameedi Easwar Goud S/o G. Narayana Goud R/o 2-22-3/1/C, Vivenkananda Nagar, Colony, Beside Indu Talent School, Kukatpally Hyderabad.

..... PETITIONERS

AND

1 The Station House Officer, Kukatpally Police Station, Ranga Reddy District
2 The Commissioner of Police, Chbarabad, Ranga Reddy District
3 The Director General & Inspector General of Police Lakidikapool, Hyderabad
4 The Principal Secretary, Department of Home, Secretariat Building, Government of A.P., Hyderabad
5 J. Lakshmana Rao Yousufguda Police Line, R/o APSP. V. Battalion, Yousufguda Police Line, Hyderabad
6 R.V. Mahesh Babu R/o H. No. 3-4-119/F, nehru Nagar, Ramanthapur, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or orders more particularly one in the nature of writ of Mandamus, declaring the inaction of the Respondents NO.1 & 2 herein in not registering a complaint against the Respondent No.5 & 6 and 15 unknown persons basing on the complaint dt 20-07-2004 it is also further prayed that the Hon'ble court may be pleased to declare the action of Respondent No.1 herein in illegally, detaining the petitioner No.2 herein in the police Station, kukatpally from morning to evening and threatening to vacate the house premises bearing House No. 2-22-3/1/C, Vivekananda Nagar Colony, Beside Indu Talent School, Kukatpally, Hyderabad and it is further prayed that the inaction of the Respondent NO.2 to 4 herein in not taking action against the Respondent No.1 herein as illegal, arbitrary, and violative of

Section 154 of Criminal Procedure Code and violation of right to life and personal liberty,

Counsel for the Petitioner: MR.V.RAGHUNATH

Counsel for the Respondent Nos 1 to 4: GP FOR HOME

The Court made the following :

***ORAL ORDER*:**

Heard the learned counsel for the petitioners and the learned Government Pleader for Home. Perused the material placed before me.

The grievance of the petitioners in this writ petition is that despite lodging a complaint dated 20-7-2004 against the respondents 5 and 6, the respondents 1 and 2 did not register a case against the respondents 5 and 6 on various grounds.

However, the learned Government Pleader for Home represented that a case has already been registered against the respondents 5 and 6, and hence the writ petition may be dismissed since the subject matter of the writ petition became infructuous.

Recording the above submission, the writ petition is dismissed as having become infructuous. The interim order granted earlier stands vacated. No costs.

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kvsn 04-03-2005

To

1 The Station House Officer, Kukatpally Police Station, Ranga Reddy District
2 The Commissioner of Police, Chbarabad, Ranga Reddy District
3 The Director General & Inspector General of Police Lakidikapool, Hyderabad
4 The Principal Secretary, Department of Home, Secretariat Building, Government of A.P., Hyderabad

5 Two copies to the GP for Home, High Court buildings, Hyderabad.

6 Two CDs.